

State of South Dakota

SEVENTY-SIXTH SESSION LEGISLATIVE ASSEMBLY, 2001

934E0450

HOUSE BILL NO. 1093

Introduced by: Representatives Broderick, Brown (Jarvis), and Madsen and Senators
Diedrich (Elmer), Diedrich (Larry), and Hutmacher

1 FOR AN ACT ENTITLED, An Act to revise certain provisions relating to transfers of insurance
2 between members of the same insurance group.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 58-1-14 be amended to read as follows:

5 58-1-14. Notice of refusal to renew an insurance policy as defined in §§ 58-9-5 to 58-9-33,
6 inclusive, except a policy of homeowner's insurance, is not effective unless mailed or delivered
7 by the insurer to the named insured at least thirty days before the effective renewal date. The
8 policy provisions control if the policy provides for a notice of refusal to renew that exceeds thirty
9 days. This section does not apply to the cancellation and nonrenewal of automobile policies or
10 coverages as defined in § 58-11-45. A notice of nonrenewal is not required if the policyholder
11 is transferred to an insurer that is a member of the same insurance group as the previous insurer
12 and notice of such transfer is given in the form adopted by rule by the Division of Insurance
13 pursuant to chapter 1-26.

14 Section 2. That § 58-1-15 be amended to read as follows:

15 58-1-15. Notice of refusal to renew, as provided in § 58-1-14, does not apply to a

1 homeowner's insurance policy which shall for the purposes of § 58-1-14 mean a policy normally
2 written by the insurer as a standard homeowner's package policy or as a standard residential
3 renter's package policy or homeowner's multiple peril policy. However, notice of refusal to
4 renew a homeowner's insurance policy is not effective unless mailed or delivered by the insurer
5 to the named insured at least thirty days before the effective renewal date. A notice of
6 nonrenewal is not required if the policyholder is transferred to an insurer that is a member of the
7 same insurance group as the previous insurer and notice of such transfer is given in the form
8 adopted by rule by the Division of Insurance pursuant to chapter 1-26.